



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.1827 of 2026

Manoj Kumar Pradhan* *Petitioner(s)
@ Kuna

Mr. Manas Kumar Chand, Advocate

-versus-

State of Odisha* *Opposite Party(s)

Mr. Partha Sarathi Nayak, AGA

BLAPL No.2232 of 2026

Hemanta Kumar* *Petitioner(s)
Parida @ Bunti @ Banti

Mr. Saroj Kumar Dash, Advocate

-versus-

State of Odisha* *Opposite Party(s)

Mr. Partha Sarathi Nayak, AGA

CORAM: JUSTICE SIBO SANKAR MISHRA

Order
No.
03.

ORDER
05.05.2026

1. Since both the bail applications arise out of the same F.I.R. and involve the same issues, they are taken up together and are being disposed of by this common order.
2. Heard.



3. The petitioners are the accused in connection with Khurda Model P.S. Case No.78 of 2026 corresponding to T.R. Case No.31 of 2026 registered on the allegation of the commission of the offence under Section 21(b)/29 of the N.D.P.S. Act pending in the Court of the learned 1st Additional Sessions Judge-cum-Special Judge, Khordha under NDPS Act.

4. The petitioners had approached the learned Court below praying for grant of bail. The learned Court below vide its order dated 13.02.2026 has rejected the bail application of the petitioners. Being aggrieved, the petitioners have filed the present petition under Section 483 of B.N.S.S., 2023 praying for enlargement on bail.

5. Learned counsel for the petitioners, on instruction from the petitioners, submits that, except the present bail application, no other bail application of the petitioners are pending in any other Court relating to the aforesaid F.I.R.

6. The allegation against the petitioners in the F.I.R. is that on 11.02.2026, the informant, being an S.I. of Police attached to Khurda Model P.S., along with



other police staff, was present at the police station when they received reliable information regarding the sale of brown sugar in village Gurujang. Upon receipt of such information, and after observing necessary formalities to verify its authenticity, the police team proceeded to the spot. On reaching there, the police team noticed several persons present; however, upon seeing the police, some of the unknown persons fled from the spot. In the process, the police team managed to apprehend three persons. On being questioned, the detained persons disclosed their identities, including that of the present petitioner. Upon search, 05 grams of brown sugar was allegedly recovered from the conscious possession of the petitioner, Manoj Kumar Pradhan, while other accused persons were also present at the spot. Hence, the F.I.R.

7. Vide order dated 21.04.2026, learned counsel for the petitioners was directed to file comprehensive affidavit disclosing the criminal antecedents of the petitioners. Pursuant thereto, learned counsel for the petitioners filed affidavit, which indicates that the



petitioners have no criminal antecedents. Learned counsel for the petitioner further submits that 05 grams of contraband brown sugar were allegedly recovered from the present petitioners, which is less than the commercial quantity. The petitioners are in custody since 12.02.2026.

8. Regard being had to the period of custody from 12.02.2026, the nature of accusation and the quantity of contraband seized, I am inclined to admit the petitioners on bail.

Hence, the petitioners are directed to be released on bail by the Court in seisin over the matter in the aforesaid case on such terms and conditions as it would deem just and proper, subject to the following additional conditions:-

- (i) The petitioners shall report before the concerned Police Station being physically present once a month on last Sunday of every month for four months.
- (ii) They shall not leave the jurisdiction of the trial Court till disposal of the trial.



(iii) They shall appear before the trial Court on each date on which the case is posted for trial.

(iv) They shall not tamper with the evidence in any manner whatsoever.

(v) They shall be released on bail subject to verification of similar type of antecedents, if any.

Violation of any of the conditions shall entail consideration for cancellation of the bail granted to the petitioners. In the event, any of the bail conditions are violated by the petitioner, the prosecution is given liberty to move appropriate application before the Court below for recalling the concession of bail. If such application is moved, the trial Court should decide the application on its own merit.

9. The BLAPL is accordingly disposed of.

(S.S. Mishra)
Judge

Signature Not Verified

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Signed by: SWARNAPRAVA DASH
Reason: Authentication
Location: High Court of Orissa
Date: 06-May-2026 12:25:12

